



IAP12 Rec'd PCT/PTO 30 APR 2007

ATTORNEY DOCKET NUMBER: 2007674-0022

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Wirtz, et al.

Examiner:

Serial No.: 10/576,900

Art Unit:

Filing Date: April 21, 2006

Title: Methods and Compositions for the Response Prediction of Malignant Neoplasia to Treatment

MAIL STOP: MISSING PARTS

Commissioner For Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

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April 27, 2007

Sandra Saccoccia

Date Signature

Sandra Saccoccia

Typed or Printed Name of person signing certificate

TRANSMITTAL OF RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICES)

In response to the Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US), mailed on December 27, 2006, enclosed herewith please find the following:

1. Response to Notification of Missing Requirements under 35 U.S.C. 371 in the United States Designated/Elected Office (2 pages);
2. Copy of Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (3 pages);
3. Executed Declaration executed by Ralph Wirtz and Marc Munnes (4 pages);
4. Amendment Introducing Sequence Listing (1 page);
5. Statement Under 37 C.F.R. § 1.821 (1 page);
6. Paper copy of Sequence Listing (313 pages);
7. Computer-readable diskette copy of the Sequence Listing;
8. Credit Card Payment Form in the amount of \$450.00 for fees; and
9. Return Postcard

Additionally, please charge any further fees associated with this filing or apply any credits to our Deposit Account No. 03-1721.

Respectfully submitted,

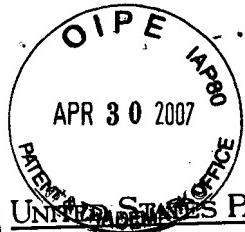


Cameron M. Luitjens., Ph.D.
Reg. No. 58,674

Choate, Hall & Stewart LLP
Two International Place
Boston, MA 02110
Telephone (617) 248-5000
Facsimile (617) 248-4000

Dated: April 27, 2007

4202719_1.DOC



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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Page 1 of 3

PCT

U.S. APPLICATION NUMBER NO.

10/576,900

FIRST NAMED APPLICANT

Wirtz

ATTY. DOCKET NO.

01577550263BHC031051US

INTERNATIONAL APPLICATION NO.

PCT/EP04/11599

I.A. FILING DATE

10/15/2004

PRIORITY DATE

10/28/2003

24280

CHOATE, HALL & STEWART LLP
TWO INTERNATIONAL PLACE
BOSTON, MA 02110Res to MP
371Due 2/27/07
Final 2/27/07CONFIRMATION NO. 6097
371 FORMALITIES LETTER

OC000000021676920

Date Mailed: 12/27/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/21/2006
- Copy of the International Search Report filed on 04/21/2006
- U.S. Basic National Fees filed on 04/21/2006
- Priority Documents filed on 04/21/2006
- Specification filed on 04/21/2006
- Claims filed on 04/21/2006
- Abstracts filed on 04/21/2006
- Drawings filed on 04/21/2006
- Paper nucleotide sequence listings filed on 04/21/2006

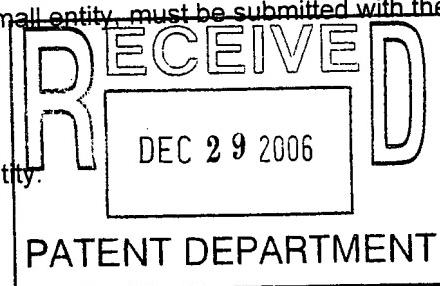
The applicant needs to satisfy supplemental fees problems indicated below.

✓ The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- ✓ • Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- ✓ • To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

✓ Total additional fees required for this application is **\$-2170** for a Large Entity.



• \$130 Surcharge.

- ✓ • This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 CFR 1.821(c) Applicant must provide an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment specifically directing its entry into the application and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000).
- ✓ • A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

(A previous payment of \$2300 will be applied to the additional fees indicated above.)

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ ebc@uspto.gov

✓ ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

✓ The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/576,900	PCT/EP04/11599	01577550263BHC031051US

FORM PCT/DO/EO/905 (371 Formalities Notice)



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April 27, 2007 *Sandra Saccoccia*

Date

Signature

Sandra Saccoccia

Typed or Printed Name of person signing certificate

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 37 C.F.R. §371

In response to the Notification to File Missing Requirements under 37 C.F.R. §371 mailed on December 27, 2006, enclosed herewith are Declarations executed by the inventors, as well as a paper copy and computer-readable copy of the sequence listing.

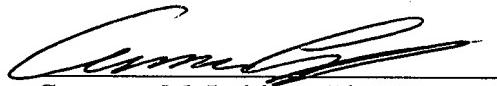
The shortened deadline for responding to the Notification to File Missing Requirements was February 27, 2007. Applicant hereby requests a two (2) month extension of time, from February 27, 2006, up to and including April 27, 2007. Applicant therefore encloses a Credit Card Payment Form (Form PTO-2038) in the amount of \$450 to be applied towards the two (2) month extension of time fee.

03/02/2007 GFREY1 00000057 10576900
01 FC:1252

450.00 OP

Please charge any additional fees or credit any overpayments that may be required to our
Deposit Account No. 03-1721.

Respectfully submitted,



Cameron M. Luitjens, Ph.D.
Reg. No. 58,674

Choate, Hall & Stewart LLP
Two International Place
Boston, MA 02110
Telephone (617) 248-5000
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Dated: April 27, 2007

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